

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47656 of 2018

Arising Out of PS. Case No.-270 Year-2018 Thana- ALAMGANJ District- Patna

Shubhamdeo Sinha S/o Amrendra Kumar Sinha, R/o Mohalla- Bajirangpur,
P.S.- Alamganj, Distt.- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Bharti Sinha D/o Mukesh Kumar Singh, R/o Mohalla- Badi Patandevi, P.S.-
Alamganj, District- Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar

For the Opposite Party/s : Mr. Sri Lalan Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 03-08-2018 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the opposite party No. 2.

The petitioner is apprehending his arrest in a case registered under Sections 341, 323, 504, 307 and 498A/34 of the Indian Penal Code.

Allegation against the petitioner is of committing torture and assault upon the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that there is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case due to petty family dispute. On the earlier occasion also, the victim and her family members have



instituted case for similar offence against the petitioner and his family members. There is no medical report to support the allegations for constituting offence under Section 307 of the Indian Penal Code. Rest of the offences are triable by the Magistrate. The petitioner has relied upon the judgment of this Court in the case of *Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar, reported in 2006(3) PLJR 182.*

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. Patna City, Patna in connection with Alamganj P.S. Case No. 270 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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